

<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER <b>CL001471 PCT-US</b>
		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) not yet assigned <b>10/559405</b>
INTERNATIONAL APPLICATION NO. <b>PCT/US04/17654</b>	INTERNATIONAL FILING DATE <b>04 June 2004</b>	PRIORITY DATE CLAIMED <b>04 June 2003</b>
<b>TITLE OF INVENTION</b> <b>AMIDINO COMPOUNDS AS CYSTEINE PROTEASE INHIBITORS</b>		
APPLICANT(S) FOR DO/EO/US <b>AXYS PHARMACEUTICALS, INC.</b>		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> <li>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 36 U.S.C. 371.</li> <li>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li>4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date (Article 31).</li> <li>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 37(c)(2))           <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> has been communicated by the International Bureau</li> <li>c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).           <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).           <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371 (c)(3)).</li> <li>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol> <p style="margin-left: 40px;"><b>Items 11 to 20 below concern document(s) or information included:</b></p> <ol style="list-style-type: none"> <li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>13. <input type="checkbox"/> A preliminary amendment.</li> <li>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</li> <li>15. <input type="checkbox"/> A substitute specification.</li> <li>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</li> <li>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 – 1.825.</li> <li>18. <input type="checkbox"/> A second copy of the published international application under 36 U.S.C.</li> <li>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>20. <input checked="" type="checkbox"/> Other items or information:</li> </ol>		
Copy of International Search Report Return Postcard Express Mail Label no. EV275388553US Mailed <u>December 5</u> , 2005		

14P16 RESCUE PTO 05 DEC 2005

U.S. Application no. (if known, see 37 CFR 1.5) not yet assigned <b>59405</b>		INTERNATIONAL APPLICATION NO. PCT/US04/17654		ATTORNEY'S DOCKET NUMBER CL001471 PCT-US																	
				<b>CALCULATIONS</b>	<b>PTO USE ONLY</b>																
The following fees have been submitted:																					
21. <input checked="" type="checkbox"/> Basic national fee.....\$300																					
22. <input checked="" type="checkbox"/> Examination Fee																					
If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4).....\$100																					
All other situations.....\$200																					
23. Search Fee																					
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....\$100																					
International Search Report prepared and provided to the Office.....\$400																					
All other situations.....\$500																					
<b>TOTAL OF 21, 22 AND 23 =</b>				<b>\$900</b>																	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.																					
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:15%;">Total Sheets</th> <th style="width:15%;">Extra Sheets</th> <th style="width:40%;">Number of each additional 50 or fraction thereof (round up to a whole number)</th> <th style="width:30%;">RATE</th> </tr> <tr> <td>-100 =</td> <td>/50 =</td> <td></td> <td>x \$250</td> </tr> </table>				Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	-100 =	/50 =		x \$250										
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE																		
-100 =	/50 =		x \$250																		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$																	
<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:15%;">CLAIMS</th> <th style="width:15%;">NUMBER FILED</th> <th style="width:40%;">NUMBER EXTRA</th> <th style="width:30%;">RATE</th> </tr> <tr> <td>Total claims</td> <td>- 20 =</td> <td></td> <td>x \$ 50</td> </tr> <tr> <td>Independent claims</td> <td>- 3 =</td> <td></td> <td>x \$200</td> </tr> <tr> <td colspan="3">MULTIPLE DEPENDENT CLAIM(S) (if applicable)</td> <td>+ \$360</td> </tr> </table>				CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total claims	- 20 =		x \$ 50	Independent claims	- 3 =		x \$200	MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE																		
Total claims	- 20 =		x \$ 50																		
Independent claims	- 3 =		x \$200																		
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360																		
<b>TOTAL OF ABOVE CALCULATIONS =</b>				<b>\$</b>																	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$																	
<b>SUBTOTAL =</b>				<b>\$900</b>																	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$																	
<b>TOTAL NATIONAL FEE =</b>				<b>\$900</b>																	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$0																	
<b>TOTAL FEES ENCLOSED =</b>				<b>\$900</b>																	
				Amount to be refunded:	\$																
				charged:	\$																
<p>a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>50-0970</u> in the amount of <u>\$900</u> to cover the above fees.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-0970</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.</p>																					
<p><b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.</p>																					
<p>SEND ALL CORRESPONDENCE TO:</p> <p>23519 CELERA, An Applera Business Corporation 180 Kimball Way So. San Francisco, CA 94080 Mailed December 1, 2005</p>																					
<p><i>Wayne W. Montgomery</i> SIGNATURE</p> <p>Wayne W. Montgomery NAME</p> <p>35,016 REGISTRATION NUMBER</p>																					